UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

REPEX VENTURES S.A., on Behalf of Itself and	_)	
All Others Similarly Situated,)	
DI : .: C)	C' 'I A C' N. OO CW AOO DMD
Plaintiff,)	Civil Action No. 09-CV-289-RMB
)	
V.)	<u>CLASS ACTION</u>
)	
BERNARD L. MADOFF; BANK MEDICI S.A.;)	ECF CASE
SONJA KOHN; PETER SCHEITHAUER;)	
HERALD USA FUND; HERALD LUXEMBURG)	
FUND; BANK AUSTRIA CREDITANSTALT;)	
UNICREDIT S.A.; PRIMEO SELECT FUND;)	
PRIMEO EXECUTIVE FUND; PIONEER)	
ALTERNATIVE INVESTMENTS; THEMA)	
INTERNATIONAL FUND PLC; ERNST &)	
YOUNG S.A., AND HSBC SECURITIES)	
SERVICES, S.A.,)	
)	
Defendants.)	
)	

DECLARATION OF TIMOTHY J. BURKE IN FURTHER SUPPORT OF THE MOTION OF THE REPEX GROUP FOR APPOINTMENT AS LEAD PLAINTIFF PURSUANT TO § 21D(a)(3)(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND APPROVAL OF SELECTION OF LEAD COUNSEL

I, Timothy J. Burke, hereby declare:

1. I am an attorney at the law firm of Stull, Stull & Brody. I submit this Declaration

in support of the motion of the Repex Group for appointment as lead plaintiff and approval of

selection of Stull, Stull & Brody as Lead Counsel.

2. Attached hereto as Exhibit A is a true and correct copy of the complaint filed in

Perrone et al v. Benbassat et al., Case No. 1:09-cv-02558-UA (S.D.N.Y. March 19, 2009).

4. Attached hereto as Exhibit B is a true and correct copy of Pioneer Alternative

Investments web page located at http://www.pioneeraltinvest.com/about_us/overview.jhtml,

which discloses that Pioneer Alternative Investments' address is 1 George's Quay Plaza,

George's Quay, Dublin 2, Ireland.

Signed under penalties of perjury this 30th day of March, 2009.

By: s/ Timothy J. Burke

Timothy J. Burke 10940 Wilshire Boulevard

Suite 2300

Los Angeles, CA 90024

Tel: 310-209-2468

Fax: 310-209-2087

CERTIFICATE OF SERVICE

I hereby certify, this 30th day of March, 2009, that I caused a true and correct copies of the DECLARATION OF TIMOTHY J. BURKE IN FURTHER SUPPORT OF THE MOTION OF THE REPEX GROUP FOR APPOINTMENT AS LEAD PLAINTIFF PURSUANT TO § 21D(a)(3)(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND APPROVAL OF SELECTION OF LEAD COUNSEL to be served via First Class Mail and First Class International Mail on all parties listed on the attached service list.

Dated: March 30, 2009

STULL, STULL & BRODY

By: ____s/ Timothy J. Burke Timothy J. Burke (Admitted *Pro Hac Vice*) 10940 Wilshire Boulevard, Suite 2300 Los Angeles, CA 90024

Tel: 310-209-2468 Fax: 310-209-2087

SERVICE LIST

William P. Hammer, Esq. ERNST & YOUNG LLP 5 Times Square 36th Floor New York, NY 10036-6530

Tel: (212) 773-3865 Fax: (212) 773-3928

Lawrence J. Zweifach, Esq.
GIBSON, DUNN & CRUTCHER LLP
200 Park Avenue
New York, NY 10166-0193
Tel: (212) 351-2625

Tel: (212) 351-2625 Direct Fax: (212) 351-6225

William J. O'Brien, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP Four Times Square New York, NY 10036-6522

Tel: (212) 735-3000 Fax: (917) 777-4128

Steven J. Toll
Daniel S. Sommers
1100 New York Avenue, N.W.
Suite 500, West Tower
Washington, DC 20005
Tel: (202) 408-4600
Fax: (202) 408-4699

Catherine A. Torell COHEN MILSTEIN SELLERS & TOLL PLLC 150 East 52nd Street 30th Floor New York, NY 10022

Tel: (212) 838 7797 Fax: (212) 838-7745 Samuel H. Rudman David A. Rosenfeld COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP 58 South Service Road Suite 200

Melville, NY 11747 Tel: (631) 367-7100 Fax: (631) 367-1173

Sabrina E. Tirabassi COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP DOUGLAS WILENS 120 E. Palmetto Park Road Suite 500 Boca Raton, FL 33432-4809

Tel: (561) 750-3000 Fax: (561) 750-3364

JOHNSON BOTTINI, LLP

Frank A. Bottini 655 W. Broadway Suite 1400 San Diego, CA 92101

Tel: (619) 230-0063 Fax: (619) 233-5535

Jacob Sabo, Esq. The Tower # 3 Daniel Frisch St.

Tel Aviv Israel

Tel: (972) 36078888 Fax: (972) 36078889

Bank Austria Creditanstalt 1010 Wien, Schottengasse 6-8 A-1010 Vienna Austria

Bank Medici S.A. Operngasse 6/4 Vienna, 1010 Austria Stéphane Benbassat 7, rue Versonnex CH-1207 Geneva Switzerland

Gerald J. P. Brady Birch Hollow Upper Kilmacud Road Dundrum Dublin 14 Ireland

Ernst & Young Global Limited Becket House, 1 Lambeth Palace Rd. London SE1 7EU United Kingdom

Ernst & Young S.A.
7 Parc d'Activite Syrdall
Munsbach
L5365
Luxembourg

Helmuth E. Frey Operngasse 6/4 Vienna, 1010 Austria

Friehling & Horowitz 337 North Main Street New City, NY 10956-4310

Genevalor, Benbassat & Cie 7, rue Versonnex CH-1207 Geneva Switzerland

Herald Luxemburg Fund Operngasse 6/4 Vienna, 1010 Austria

Herald USA Fund Operngasse 6/4 Vienna, 1010 Austria HSBC Holdings plc c/o Chris Wilcockson Managing Director, HSS 40 Avenue Monterey B.P. 413, L-2014 Luxembourg

HSBC Institutional Trust Services (Ireland) Limited c/o Ronnie Griffin 1 Grand Canal Square Grand Canal Harbour Dublin 2 Ireland

HSBC Securities Services S.A. c/o Chris Wilcockson 40 Avenue Monterey B.P. 413, L-2014 Luxembourg

HSBC Securities Services (Ireland) Limited c/o Rosemary Leahy 1 Grand Canal Square Grand Canal Harbour Dublin 2 Ireland

Daniel Morrissey William Fry Solicitors Fitzwilton House Wilton Place Dublin 2 Ireland

Franco Mugnai Via Leone XIII_ n.27 I-20145 Milan Italy

Friedrich Pfeffer WFE-Consulting Fuhrenweg 27 D-31515 Wunstorf Germany Pioneer Alternative Investments 1 George's Quay Plaza George's Quay Dublin 2 Ireland

PricewaterhouseCoopers, Chartered Accountants One Spencer Dock North Wall Quay Dublin 1 Ireland

PricewaterhouseCoopers International Limited 1 Embankment Place London WC2N 6RH United Kingdom

Primeo Executive Fund Attention: Mrs. R. Scott 13 Rue Goethe, B P 413 L-2014 Luxembourg

Primeo Select Fund Attention: Mrs. R. Scott 13 Rue Goethe, B P 413 L-2014 Luxembourg

Peter Scheithauer Operngasse 6/4 Vienna, 1010 Austria

David T. Smith c/o Equus Asset Management Partners Bermudiana Arcade 27 Queen Street Hamilton HM 11 Bermuda Thema International Fund plc c/o NCB Stockbrokers 3 George's Dock IFSC Dublin 1 Ireland

Unicredit S.A. Piazza Cordusio 20123 Milan Italy